THIRD

ANNUAL REPORT

1989/90

(APRIL 1st, 1989 TO MARCH 31st, 1990)

VICTIMS ASSISTANCE COMMITTEE

91-05379/

VICTIMS ASSISTANCE COMMITTEE
5th Floor, 405 Broadway
Winnipeg, Manitoba, R3C 3L6
Telephone: 945-0899

The Honourable James C. McCrae
Minister of Justice and Attorney General
Room 104, Legislative Building
Winnipeg, Manitoba
R3C 0V8

Dear Mr. McCrae:

Re: 1989/90 Annual Report

I have the honour to submit to you, in accordance with subsection 8(8) of The Justice for Victims of Crime Act, the Annual Report of the Victims Assistance Committee for the fiscal year 1989/90.

I. Composition of the Victims Assistance Committee

Section 7 of The Justice For Victims of Crime Act establishes the Victims Assistance Committee. The membership of the Committee shall be comprised of not less than seven members and not more than fifteen members to be appointed by the Lieutenant Governor in Council. Section 9(2) of the Act states that, "The committee shall include at least two victims of crime and shall include representation from law enforcement agencies, prosecutors, the judiciary and members of the Law Society of Manitoba who are not employed by the government and who have experience as defence counsel".

As of April 1, 1989, the composition of the Victims Assistance Committee was as follows:

	Term
Steve Brickey (chairperson)	January 1, 1987 - March 14, 1990
Judge J.J. Enns	February 24, 1988 - March 14, 1990
Jenette R. Goodman	January 1, 1987 - March 14, 1990
John P. Guy, Q.C.	January 1, 1987 - July 12, 1989
Elizabeth Hill	January 1, 1987 - March 14, 1990
Constable Richard B. Jones	January 1, 1987 - March 14, 1990
Ken Theule	February 17, 1988 - March 14, 1990
Rudy Ulrich	January 1, 1987 - September 20, 1989

Subject to Subsection 9(3), "each member shall be appointed to the Committee for a term of not more than 3 years." However, subject to Subsection 9(4) "Where the term of a member expires, the member shall continue to serve until a successor is appointed."

During the 1989 fiscal year, the Lieutenant Governor, by order in council, made the following new appointments to the Victims Assistance Committee:

Greg Edmond (designated as chairperson, March 14, 1990)	September 20, 1989 - September 20, 1991
Les Kee	July 5, 1989 - July 5, 1992
Karen Devine	September 20, 1989 - September 20, 1991
Manjeet Dhaliwall	September 20, 1989 - September 20, 1991
Rose Moosetail	September 20, 1989 - September 20, 1992
Lynn Sawiak	September 20, 1989 - September 20, 1992
Corporal Peter Tremblay	September 20, 1989 - September 20, 1991
Don Ward	September 20, 1989 - September 20, 1991
Lori Douglas	March 14, 1990 - March 13, 1993
Constable Barry Gillingham	March 14, 1990 - March 13, 1993
Josephine Lee	March 14, 1990 - March 13, 1993
Marguerite Murray	March 14, 1990 - March 13, 1993
Judge Winston Norton	March 14, 1990 - March 13, 1993
Mark Rukin	March 14, 1990 - March 13, 1993

II. Meetings of the Victims Assistance Committee were held as follows:

April 12, 1989
April 27, 1989
July 13, 1989
August 17, 1989
September 27, 1989
October 26, 1989
November 22, 1989
December 11, 1989
January 1, 1990
February 21, 1990
March 12, 1990
March 19, 1990

III. Financial Highlights

A. Revenues	April 1/89 - March 31/90
Revenues from all sources	$842,404.36
Administrative expenses	$ 52,399.84
Net	$790,004.52

The Justice for Victims of Crime Act, under section 12, established a fund known as "The Victims Assistance Fund". Section 13(1) states that, "Subject to subsection (4) and any other Act of the Legislature, where a person is convicted of an offence under an Act of the Legislature or a regulation under such an Act, a surcharge shall be conclusively deemed to have been imposed against the person and shall be collected in the same manner as a fine, and where a fine

has been imposed the surcharge shall be collected with the fine". Under Manitoba Regulation 278/86, the surcharge to be imposed is 12%. Section 13(4) of The Justice for Victims of Crime Act reads, "Where a person receives a reprimand or is convicted of an offence but no fine is imposed in respect of the offence, the surcharge under subsection (1) shall be $25.00." Surcharge revenue for the fiscal year from April 1, 1989 to March 31, 1990, was $689,005.61.

The other source of revenue to the Victims Assistance Fund is interest paid on short-term investments. Section 17(3) of the Act allows for the investment of monies in excess of the amount that is required for the immediate purposes of the Act. The Minister of Finance may invest the excess and any income therefrom shall be credited to the Fund. The Fund earned a total of $132,958.12 in interest on investments, including interest accrued but not received.

The Government of Canada also contributed $20,440.63 as their portion of the salary and travel expenses of the Victims Coordinator position for the Victims Assistance Committee.

Administrative expenses totalled $52,399.84 at the end of March 31, 1990. This total includes: honorariums paid to Committee members; travel expenses of staff and board members; salary of staff person; printing of victim literature and; operating expenses.

For further information, please see financial statements, Appendix "A".

B. Grants from the Fund

Section 15 of the Act states:

> "Subject to any trust conditions under which money is received into the fund, the Lieutenant Governor in Council may authorize expenditures from the fund for
> (a) promotion and delivery of victims services;
> (b) research into victims services, needs and concerns;
> (c) distribution of information respecting victims services, needs and concerns;
> (d) remuneration of members of the committee for their services and for reimbursement of reasonable expenses incurred on behalf of the committee; and
> (e) any other purpose the Lieutenant Governor in Council considers necessary for carrying out the purposes and promoting the principles set out in this Act."

The Victims Assistance Committee reviews funding proposals on a quarterly basis, in February, May, August and November. In the 1989/90 fiscal year 23 funding proposals were considered and the following grants were committed:

CS/RESORS Consulting 69,200.00

The expenditure of these funds will be utilized to conduct a comprehensive province wide needs analysis of services to crime victims. The research will examine: 1) geographical demographics; 2) cultural specific needs (Native/non Native, immigrant, refugee); 3) Areas of victimization and 4) Availability of services in relation to frequency of crime in area. This analysis will aid the Committee in priorizing needs.

Community Legal Education Association 20,000.00

This grant will allow Community Legal Education Association to reprint and distribute the booklet "Women in Abusive Relationships: A Guide to the Law" and the pamphlet "Peace Bonds and Restraining Orders".

The grant will allow the reprinting of a sufficient quantity of the booklet and pamphlet to meet demand for two to three years. The Booklet details the various legal options open to women (or men) who are victims of abuse from their spouse. The pamphlet provides brief material on the process involved in seeking court ordered restraint of an abusive partner. Both the pamphlet and the Booklet will be distributed freely throughout Manitoba to crisis centres, legal aid offices, victims organizations, counselling services, hospitals and other agencies.

Community Legal Education Association 30,000.00

This grant to Community Legal Education Association will allow the continuation of the highly successful Feeling Yes/Feeling No program to rural Manitoba.

The Feeling Yes/Feeling No program consists of a sexual abuse prevention program for school children. The second component of the project are training workshops to assist teachers and professionals, working in the area of child sexual abuse, gain an understanding of the principles and substance of the extensive amendments to the Criminal Code and Canada Evidence Act regarding child sexual assault. Information materials are also distributed at these workshops.

Family Survivors of Homicide, Inc. 29,500.00

The grant to Family Survivors of Homicide, Inc. will allow the continuation of the development of services for surviving family members of homicide. The funding will allow the hiring of a part-time staff person as well as a group facilitator for the self help group and will enable the organization to become involved in the distribution of a newsletter and fundraising activities.

Manitoba Association of Women and the Law, Inc. 31,840.00

The grant to Manitoba Association of Women and the Law, Inc. will allow for an exploration into gender equality in the Criminal Courts.

This victim oriented research will look into the female victim's needs, experiences in the court system, treatment by court personnel and the final outcome of the case from the victim's perspective. It is felt that the project will produce valuable information that will serve to educate individuals as to the treatment of female victims within the Criminal Justice system

University of Manitoba 1,850.00

The grant to the University of Manitoba will provide for research entitled "Childhood Victimization: Antecedents to Prostitution"

The proposed research will provide a comprehensive examination of factors that mediate entry into prostitution and will represent: 1) a measure of the extent to which characteristics of sexual abuse victimization result in prostituion; 2) definitive results as to the predictors of prostitution and 3) a contribution to the social sciences that will give direction for prevention strategies, needed community services and treatment programs for adolescent prostitutes.

Brandon City Police Department 151,822.00
Evaluation of Brandon City P.D. Victim Services 15,000.00

This three year grant will be utilized by the Brandon City Police Department to establish a Victim Services Unit.

The Victim Services Unit will be staffed by a police officer and a victim services worker. A volunteer component will be developed which will provide services to crime victims. The Victim Services Unit will assist crime victims through the provision of information, referrals to appropriate agencies, emotional support and the development of other services needed to address the concerns of victims. Victims served by this program will be all victims of crimes committed in the City of Brandon including: elderly victims; domestic violence victims; sexual assault victims; assault victims; robbery victims; break and enter victims.

Trevor Markesteyn 17,000.00

This grant will be utilized to conduct doctoral research entitled "Victims of Burglary: A study of the initial and long-term psychological and practical problems arising from victimization."

The proposed research will: 1) develop a diagnostic instrument which can be used by victim service agenices to identify at an early stage individuals who are likely to experience prolonged effects arising from being a victim of break and enter and theft; 2) identify the immediate and long-term needs and concerns of burglary victims in Winnipeg; 3) contribute to the victimization literature by

determining the initial and subsequent psychological and behavioural reactions of burglary victims to their misfortune; and 4) assist the Winnipeg Police Department by assessing burglary victims perceptions of the police with the aim of identifying those areas where victim assistance police training may be improved.

IV. Staffing Component

The Victims Assistance Committee is staffed by a Victims Coordinator. In 1988, the Manitoba Department of Justice, on behalf of the Victims Assistance Committee, entered into a 3 year cost-sharing agreement with the Federal Department of Justice for the hiring of this position. The Federal Government contributes 50% of the Coordinator's salary, benefits and travel expenses. The Victims Assistance Fund contributes the other 50% of the Coordinator's staffing expenses. The Manitoba Department of Justice provides office space and a telephone.

V. Other Activities

Women's Advocacy Program Evaluation

The Victims Assistance Committee is represented on the advisory committee for the evaluation of the Women's Advocacy Program which is a coordinated, community-based program that provides inter-disciplinary services to victims of wife assault by a legal advocate/Crown liaison worker; a social worker; a family violence worker; and a trainer/advocate. The evaluation will provide a comprehensive review of the program mandate and objectives and its impact on the criminal justice system, social service system and victims. This information will be of benefit to the Victims Assistance Committee in setting up similar programs throughout Manitoba.

NEW FACESS Evaluation

A Committee representative sits on the evaluation steering committee for this community based Sexual Abuse Treatment Program. This demonstration project, which was partially funded by the Victims Assistance Committee, attempts to address the prevention of child sexual abuse, treatment of victims of child sexual abuse and control of offenders within the community of northeast Winnipeg. The evaluation will contribute to the Committee's knowledge base regarding a comprehensive service approach to the treatment of child sexual abuse.

Manitoba Spouse Abuse Project

The Victims Assistance Committee continues to be represented on the Advisory Committee for this project. The overall objective of this project is to provide detailed information on the manner in which reports of spouse abuse are handled by all components of the criminal justice system with a view to determining the extent to which existing policies and procedures are effective and appropriate. The long term goal of the project is to advance changes in

policies, procedures, programs and services as needed to improve the criminal justice and social service response to spouse abuse victims and offenders.

The Advisory Committee for the Spouse Abuse Tracking Project determined that it was necessary for the research to be divided into two phases: a Feasibility and Design Phase during which the methodology will be developed and an Implementation Phase during which time the research will take place. Phase 1, the Feasibility and Design Phase will commence April 1, 1990, with funding from the Federal Government.

Consultation

The Victims Assistance Committee has consulted with the North West Territories and the provinces of Nova Scotia, New Brunswick, Prince Edward Island and Alberta in the development and implementation of their provincial victims' legislation. This consultative process has included in person meetings, presentations at conferences and the provision of general and specific information regarding the Manitoban experience. Information is routinely supplied to the public in response to requests for information and a number of speaking engagements have been completed. In addition, the Victims Assistance Committee has worked with numerous community groups in the identification of service delivery needs and the development of funding proposals.

FUTURE DIRECTIONS

In this fiscal year, a province wide victims' needs assessment occurred with funding from the Victims Assistance Fund. The Committee, with the information gathered in this report, and in consultation with community groups, will be working to expand victims services to all geographic areas of Manitoba.

The Committee intends to become further involved in raising awareness of the needs of victims as well as raising awareness regarding the Victims Assistance Committee and the Victims Assistance Fund.

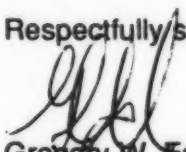
CHAIRPERSON'S COMMENTS

During the third fiscal year of the Victims Assistance Committee there have been a number of significant changes in personnel and direction for the Committee. The personnel changes resulted in a number of additions and deletions to the Committee and the appointment of myself as the new Chairperson. As I was not appointed to this position until quite late in this fiscal year, I will not comment on what happened prior to my appointment. Since my appointment, a great deal of time and effort has been expended in developing a policy framework so the Committee can better administer the funds that are allocated to it pursuant to the Act. It is expected that during the next fiscal year, the policy framework will be in place and the Committee will become a more productive administrative body. I look forward to the challenge of dealing with groups committed to providing better services to victims.

On a sad note, the final personnel change in the Victims Assistance Committee is occurring at the administrative level. The co-ordinator of the Victims Assistance Committee, Theresa Clarke, has tendered her resignation and will be moving out of the province as at July 8th, 1990. I would be remiss as Chairperson if I did not thank Theresa, on behalf of all Committee members, for the valuable work that has been performed by her during this fiscal year.

Dated at the City of Winnipeg, in the Province of Manitoba, this 28th day of June, 1990.

Respectfully submitted,



Gregory W. Edmond
Chairperson
Victims Assistance Committee

APPENDIX "A"

THE VICTIMS ASSISTANCE FUND

STATEMENT OF REVENUE, EXPENDITURES, GRANTS AND DISTRIBUTABLE SURPLUS

PERIOD APRIL 1, 1989 TO MARCH 31, 1990

(With comparative figures for the year ending 31 March 1989)

REVENUE		
Fine Surcharges	$689,005.61	683,674.83
Contribution from Government of Canada	20,440.63	18,886.00
Interest earned on Investments	132,958.12	88,948.21
	842,404.36	791,509.04
EXPENDITURES		
Administrative		
Board fees	4,968.00	4,431.00
Equipment	0.00	2,571.60
Office Supplies and Services	1,232.85	7,557.83
Personnel Services	41,421.60	31,811.67
Transportation and Communication	4,599.38	7,066.67
Miscellaneous	178.01	219.60
	52,399.84	53,658.37
EXCESS OF REVENUE OVER EXPENDITURES	790,004.52	737,850.67
GRANTS ALLOCATED DURING THE YEAR	367,137.60	352,992.77
NET INCREASE IN DISTRIBUTABLE SURPLUS	$422,866.92	384,857.90

THE VICTIMS ASSISTANCE FUND

BALANCE SHEET

AS AT MARCH 31, 1990

(with Comparative figures as at 31 March 1989)

ASSETS

CASH ON DEPOSIT WITH THE MINISTER OF FINANCE	$195,209.38	170,137.93
SHORT-TERM INVESTMENTS (TRUST DEPOSITS - MINISTER OF FINANCE)	1,649,728.91	1,149,908.21
GOVERNMENT OF CANADA (CONTRIBUTION) RECEIVABLE	20,440.63	13,336.00
ACCRUED INTEREST ON INVESTMENTS	10,811.05	27,673.63
	$1,876,189.97	1,361,055.77

LIABILITIES

GRANTS PAYABLE	$486,043.28	399,281.00
DISTRIBUTABLE SURPLUS:		
BEGINNING BALANCE (restated) - APRIL 1st	$967,279.77	576,916.87
NET INCREASE FOR 1989/90	$422,866.92	384,857.90
ENDING BALANCE - MARCH 31st	1,390,146.69	961,774.77
	$1,876,189.97	1,361,055.77

THE VICTIMS ASSISTANCE FUND

SCHEDULE OF GRANTS ALLOCATED

FOR THE YEAR ENDING MARCH 31, 1990

	ALLOCATED
ORDER IN COUNCIL (O/C) APPROVED GRANTS	
CS/RESORS Consulting - Needs Assessment of Victim Services	69,200.00
Community Legal Education Association - Domestic Abuse publications	20,000.00
Community Legal Education Association - Feeling Yes/Feeling No continuation	30,000.00
Age and Opportunity Centre, Inc. - attendance at Canadian Organization of Victims Assistance Conference	925.60
Family Survivors of Homicide, Inc. - continuation of service delivery to survivors of Homicide	29,500.00
Manitoba Association of Women and the Law - exploration into gender equality in the Criminal Courts	31,840.00
Childhood Victimization: Antecedents to Prostitution - research conducted by Susan Nadon	1,850.00
Brandon City Police Department	151,822.00
Evaluation of Brandon City P.D. Victim Services - development and evaluation of police based victim services unit in Brandon (funding over 3 years)	15,000.00
Trevor Markestyn - Break and Enter Victims research	17,000.00
	$367,137.60

THE VICTIMS ASSISTANCE FUND

SCHEDULE OF GRANTS UNDISBURSED

AS AT MARCH 31, 1990

	UNDISBURSED
ORDER IN COUNCIL (O/C) APPROVED GRANTS	
Winnipeg Police Department - enhancement of existing Victim Services	88,822.00
Women's Post Treatment Project - treatment for adult survivors of child sexual abuse	82,000.00
Main Street Project - Victim Witness Assistance program	58,500.00
Community Legal Education Association - Victims Legal Reference Manual	2,500.00
Mediation Services - Youth mediation	30,000.00
CS/RESORS Consulting - Needs Assessment of Victim Services	14,049.28
Community Legal Education Association - Feeling Yes/Feeling No continuation	5,000.00
Family Survivors of Homicide, Inc. - continuation of service delivery to survivors of Homicide	12,500.00
Manitoba Association of Women and the Law - exploration into gender equality in the Criminal Courts	25,000.00
Childhood Victimization: Antecedents to Prostitution - research conducted by Susan Nadon	1,850.00
Brandon City Police Department	133,822.00
Evaluation of Brandon City P.D. Victim Services - development and evaluation of police based victim services unit in Brandon (funding over 3 years)	15,000.00
Trevor Markestyn - Break and Enter Victims research	17,000.00
	$486,043.28

THE VICTIMS ASSISTANCE FUND

SCHEDULE OF GRANTS DISBURSED

FOR THE YEAR ENDING MARCH 31, 1990

	DISBURSED
ORDER IN COUNCIL (O/C) APPROVED GRANTS	
Women's Post Treatment Project - treatment for adult survivors of child sexual abuse	27,500.00
Main Street Project - Victim Witness Assistance program	19,500.00
Mediation Services - Youth mediation	30,000.00
Proactive Information Services, Inc. - evaluation of Winnipeg Police Department Victim Services Unit	15,000.00
CS/RESORS Consulting - Needs Assessment of Victim Services	55,150.72
Community Legal Education Association - Domestic Abuse publications	20,000.00
Community Legal Education Association - Feeling Yes/Feeling No	5,350.00
Community Legal Education Association - Feeling Yes/Feeling No continuation	25,000.00
Family Survivors of Homicide, Inc. - continuation of service delivery to survivors of Homicide	17,000.00
Manitoba Association of Women and the Law - exploration into gender equality in the Criminal Courts	6,840.00
Brandon City Police Department - development and evaluation of police based victim services unit in Brandon (funding over 3 years)	18,000.00

SCHEDULE OF GRANTS DISBURSED CONTINUED:

	DISBURSED
ORDER IN COUNCIL (O/C) APPROVED GRANTS	
Thompson Crisis Centre - court liason for victims	3,365.00
R.L. Sloan Associates - evaluation & consultation - Family Survivors of Homicide	9,000.00
NEW FACESS - community based treatment approach to child sexual abuse	21,539.00
Manitoba Society of Seniors - elder abuse handbook	700.00
Age and Opportunity Centre, Inc. - attendance at Canadian Organization of Victims Assistance Conference	925.60
	$274,870.32

APPENDIX "B"

THE VICTIMS ASSISTANCE COMMITTEE

The Victims Assistance Committee was established by the Legislature through The Justice For Victims of Crime Act which was enacted January 1, 1987.

The legislation establishing the Victim Assistance Committee details the parameters of the Committee.

> "8(1) The committee shall be guided by and shall promote the principles set out in this Act.
>
> 8(2) The committee may receive from any person, organization or institution applications and submissions relating to (a) the needs and concerns of victims; and (b) the provision and funding of research and services relating to victims.
>
> 8(3) The committee shall work with prosecutors and with law enforcement agencies, courts, social agencies and other organizations able to serve victims in order to assist them in developing guidelines that promote the principles set out in this Act and that relate to their activities.
>
> 8(4) The committee shall make recommendations to the minister on the use of the fund and may make recommendations relating to (a) the development of policies respecting victims services; and (b) any other matter within the scope of the principles set out in this Act that the minister refers to the committee for its recommendation.
>
> 8(5) The committee shall promote research into and the distribution of information about victims services, needs and concerns.
>
> 8(6) The committee shall review the operation, development and cost of victims services and research projects for which money from the fund is being received or sought."

APPLICATION PROCEDURES

The Funding Application form can be obtained directly from the Committee. The application form is to be accompanied by a detailed project description, including a budget. Deadlines for applications to the Committee is January 1st, April 1st, July 1st, and October 1st of every year. Funding proposals will be reviewed by the Victims Assistance Committee on a quarterly basis - in February, May, August and November. Should further information be required from the submitting organization, they will be contacted to provide the necessary information or may be invited to attend a meeting of the Victims Assistance Committee to discuss the submitted proposal.

For information about the Victims Assistance Committee and to request application forms and the most recent annual report, write or telephone:

THE VICTIMS ASSISTANCE COMMITTEE
5th Floor, 405 Broadway
Winnipeg, Manitoba
R3C 3L6

Telephone: (204) 945-0899